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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 KEITH A. SOMERS,

No. 2:05-cv-00741-MCE-EFB P

12 Plaintiff,

13 vs.

ORDER

14 BPT COMMISSIONER M. PEREZ,
15 et al.,

16 Defendants.
_____/

17 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief
18 under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to
19 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

20 On February 26, 2008, the magistrate judge filed findings and recommendations herein
21 which were served on all parties and which contained notice to all parties that any objections to
22 the findings and recommendations were to be filed within fourteen days. Plaintiff has filed
23 objections to the findings and recommendations.

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1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-304,
2 this court has conducted a de novo review of this case. Having carefully reviewed the entire file,
3 the court finds the findings and recommendations to be supported by the record and by proper
4 analysis.

5 Accordingly, IT IS HEREBY ORDERED that:

- 6 1. The findings and recommendations filed February 26, 2008, are adopted in full; and
- 7 2. Defendants' December 19, 2006, motion for summary judgment is granted; and
- 8 3. The Clerk is directed to close the case.

9 Dated: March 27, 2008

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11 MORRISON C. ENGLAND, JR.
12 UNITED STATES DISTRICT JUDGE
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